

Application No. 10/537,647  
Statement of Biological Deposit



PATENT  
Attorney Docket No.: 08830-0344US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent application of :  
Koen Vandebroek, *et al.* :  
Serial No.: 10/537,647 : Group Art Unit: 1636  
Filed: December 28, 2005 : Examiner:  
Catherine S. Hibbert  
For: RECOMBINANT CELL LINE : Conf. No.: 6304

**STATEMENT OF BIOLOGICAL DEPOSIT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

This Statement is made by an authorized representative of The Queen's University of Belfast, University Road, Northern Ireland, Belfast BT7 1NN, Great Britain, the assignee of the entire right, title and interest in and to the above-identified patent application.

1. The following biological materials were deposited in the European Collection of Cell Cultures (ECACC), Porton Down, Salisbury, Wiltshire SP4 0JG, United Kingdom on the following dates:

<u>Type</u>	<u>ECACC Accession Number</u>	<u>Deposit Date</u>
Vector	03120401	December 4, 2003
Cell line	03112701	November 27, 2003

The depository is an International Deposit Authority under the Budapest Treaty.

<p align="center"><b>CERTIFICATE OF MAILING</b> <b>UNDER 37 C.F.R. 1.8(a)</b></p> <p>I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated below, with sufficient postage, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p>BY <u>Jennifer R. Hanna</u></p> <p>DATE: <u>9/25/09</u></p>
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2. Attached, for each item, are the aforementioned depository's Receipt in the Case of an Original Deposit. The deposits were made and accepted pursuant to the terms of the Budapest Treaty.

3. Should the microorganism of the deposits mutate, become nonviable or be inadvertently destroyed, applicants will replace such microorganism for at least 30 years from the date of the original deposit, or at least 5 years from the date of the most recent request for release of a sample or for the life of any patent issued on the above-mentioned application, whichever period is longer.

4. The deposit has been made under conditions of assurance of ready accessibility thereto by the public if a patent is granted, whereby all restrictions to the availability to the public of the culture so deposited will be irrevocably removed upon the granting of the patent (M.P.E.P. § 608.01(p)). Access to the culture will be available during pendency of the patent application to one determined by the Commissioner to be entitled thereto under 37 C.F.R. § 1.14 and 35 U.S.C. § 122.

5. An assignment of the entire right, title and interest in and to the above-identified patent application from the inventors to The Queen's University of Belfast was recorded on January 31, 2006 at reel/frame 017219/0937.

6. Statement Under 37 C.F.R. 3.73(b): In accordance with 37 C.F.R. § 3.73(b), the assignee hereby certifies that the evidentiary documents with respect to the assignee's ownership (as identified above) have been reviewed and that, to the best of the assignee's knowledge and belief, title is in the assignee seeking to take this action.

Appl. No. 10/537,647  
Reply to May 28, 2009 Office Action

I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 2/19/09

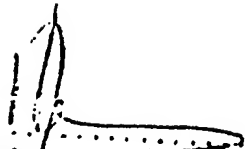
John Thompson  
(signed)

Name: John Thompson  
Title: DIRECTOR OF  
KNOWLEDGE  
EXPLOITATION

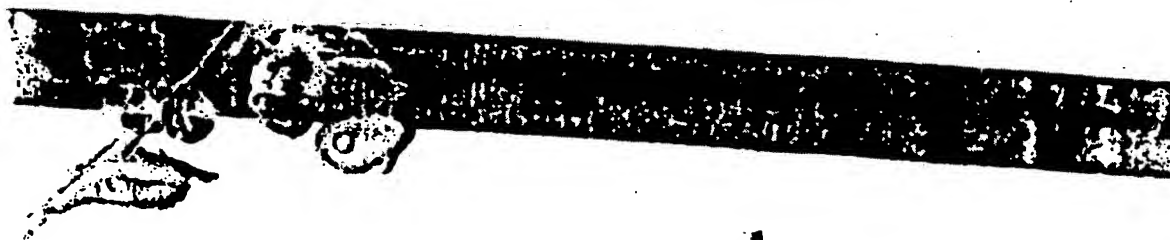


**Centre for Applied Microbiology and Research  
and  
European Collection of Cell Cultures**

This document certifies that  
**CELL LINE EcR293 3H10**  
**Deposit Reference 03112701**  
has been accepted as a patent deposit, in accordance with  
**The Budapest Treaty of 1977,**  
with the European Collection of Cell Cultures on  
**27 November 2003**

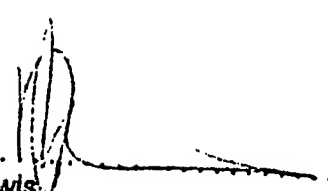
  
.....  
**Dr D H Lewis**  
**General Manager**  
**ECACC**

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and  
European Collection of Cell Cultures**

This document certifies that  
DNA pIND (SP1)\_p35H  
Deposit Reference 03120401  
has been accepted as a patent deposit, in accordance with  
The Budapest Treaty of 1977,  
with the European Collection of Cell Cultures on  
04 December 2003

  
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Dr D H Lewis  
General Manager  
ECACC

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